

CITY OF CARLSBAD - AGENDA BILL

AB#	<u>18,535</u>	TITLE:	DEPT. HD. <u>SA</u>
MTG.	<u>4/18/06</u>	CITIZENS' COMMITTEE TO STUDY THE FLOWER FIELDS AND THE STRAWBERRY FIELDS AREA	CITY ATTY. <u>CS</u>
DEPT.	<u>CD</u>		CITY MGR <u>RP</u>

RECOMMENDED ACTION:

That the City Council **ADOPT** City Council Resolution No. 2006-103, **CREATING** the Citizens' Committee to Study the Flower Field and the Strawberry Fields Area and **APPOINTING** citizens to membership of said Committee.

ITEM EXPLANATION:

At a City Council workshop held on April 5, 2006, the Council directed staff to return with an Agenda Bill creating a 25-member Citizens' Committee to Study the area east of I-5 along Cannon Road including and surrounding the existing Flower Fields and Strawberry Fields. Two initiatives relating to this area are being circulated with the intent to place them on the November, 2006 ballot. The City Council is also considering sponsoring its own ballot measure for the area. Given the fact that there may be alternative initiatives on the ballot in November, the Council determined that it would be prudent to have an Ad Hoc Citizens' Committee study the area, analyze the alternative initiatives and make any recommendations it deems appropriate to the City Council.

The specific tasks of the Citizens' Committee are proposed to be as follows:

- 1) Review all pertinent background information regarding this area of the city including all existing land use documents (General Plan, Growth Management Plan, Zoning, Local Coastal Plan, South Carlsbad Coastal Redevelopment Area, Specific Plans, etc.), historical information and recent land use visioning efforts;
- 2) Review the three proposed ballot measures relating to the area;
- 3) Receive public input on the area and on the ballot measures including presentations from the ballot measure proponents;
- 4) Prepare an independent and objective comparison of the three measures including, but not limited to, a summary and major provisions of the measures, allowable and restricted land uses, and follow-up implementation requirements (this comparison could then potentially be used as educational material to inform the voters concerning the measures); and
- 5) Make any other recommendations as deemed appropriate by the Committee regarding the measures or the future of the area.

It is tentatively proposed that the Committee would meet on Tuesdays or Thursdays from 9 am to 12 noon for a six-week period starting in late May. This would allow for the Committee's work to be completed and its report submitted to Council in advance of the final date for certification of all ballot measures on August 11, 2006. Staff is proposing that an independent, outside facilitator be used and that the Committee be staffed by the Community Development Director, with assistance from other staff members as necessary.

The City Council also directed staff to commence drafting a possible Council-sponsored ballot measure relating to the area based on the outline presented by the Mayor and discussed by the Council at the workshop on April 5th. Starting the Citizens' Committee meetings in May will allow staff time to draft a measure and return it to Council for review prior to the initiation of the committee meetings.

4/18/06 Council adopted Resolution No. 2006-103 as amended, to establish the Committee, and to set forth the duties and responsibilities of the Committee.
(NOTE: Members were not appointed at this meeting.)

COUNCIL ACTION:

ENVIRONMENTAL:

The creation of the Committee and the appointment of members is not a project under the California Environmental Quality Act (CEQA) and no environmental review is required. Any Council-sponsored measure placed on the ballot will require environmental review. Citizen-sponsored initiatives are specifically exempted from environmental review by CEQA.

FISCAL IMPACT:

There will be costs to the City in terms of staffing, administration and materials for the operation of the Citizens' Committee. A budget not to exceed \$100,000 is requested to be appropriated from the Council contingency fund to support the work of this Committee including an outside independent facilitator for the meetings and necessary environmental documents. An additional budget not to exceed \$100,000 is requested from the City Attorney's budget for the Election Code section 9212 reports.

EXHIBITS:

1. City Council Resolution No. 2006-103, creating the ad hoc Citizens' Committee

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1 WHEREAS, the City Council directed the commencement of reports on the fiscal, economic,
2 legal and other information set forth in Election Code section 9212.

3 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad,
4 California, as follows:

5 1. That the above recitations are true and correct.

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7 2. That there is hereby created a Citizens' Committee to Study the Flower Fields and the
8 Strawberry Fields Area of the City whose charge shall be to analyze and present to the City
9 Council a report and recommendation on each of the proposed initiatives as well as a proposed
10 City Council measure to help determine what General Plan and Zoning designations will best
11 promote the welfare of the citizens of Carlsbad. The Committee shall review all pertinent
12 information regarding this area of the city including all existing land use documents (General
13 Plan, Zoning, Local Coastal Plan, etc.), historical information and recent visioning efforts;
14 review the proposed ballot measures relating to the area; receive public input on the area and
15 on the ballot measures including presentations from the ballot measure proponents; and
16 prepare an independent, objective comparison of the measures.

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18 3. That the Ad Hoc Advisory Committee ("Committee) shall be appointed by the Mayor
19 with the advice and recommendations of the City Council and that the 25 members shall be a
20 combination of citizens-at-large and representatives of various City boards and commissions.

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22 4. That the Committee shall meet approximately once a week for six weeks on either
23 Tuesday or Thursday mornings from 9 to 12 AM, or at such other times as determined by the
24 Committee. Additional meetings may be held if deemed necessary by the Committee,
25 however, in no case shall the Committee forward the results of its deliberations to the City
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1 Council later than July 18, 2006. At that time, the committee shall cease to exist. Committee
2 members shall serve without compensation.

3 5. That staff from the City of Carlsbad shall provide information on current land use
4 policies and regulations. The Committee shall be given all reasonable tools, resources,
5 background information and staff support necessary for it to accomplish its objectives. A
6 budget not to exceed \$100,000 is hereby appropriated from the Council contingency fund to
7 support the work of this Committee including an outside independent facilitator for the
8 meetings, fiscal impact analyses for all of the measures, and necessary environmental
9 documents. A budget not to exceed \$100,000 is hereby appropriated to the City Attorney's
10 budget for the Election Code section 9212 reports.
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12 6. That the Committee shall select a Chairperson and Vice-Chairperson and shall establish
13 its operational ground rules for participation and voting.
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15 7. That the Committee shall conduct its business in open and public meetings, which shall
16 be subject to the Ralph M. Brown Act (Gov. Code Section 54950 et seq.)

17 8. That the principal charge of the Committee is to analyze and present to the City Council
18 the merits of each initiative and/or measure.

19 9. That no member of the Committee shall participate in discussion or cast a vote on
20 recommendations where he or she is likely to have a conflict of interest. Members should
21 consult with the City Attorney if they have reason to believe a conflict will arise.
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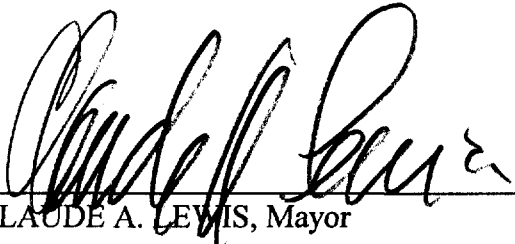
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1 PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the
2 City of Carlsbad on the 18th day of April, 2006 by the following vote, to wit:

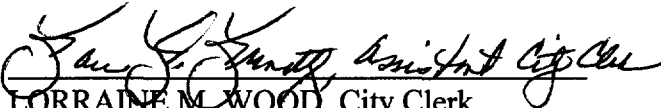
3 AYES: Council Members Lewis, Hall, Kulchin, Packard, Sigafoose

4 NOES: None

5 ABSENT: None

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9 CLAUDE A. LEWIS, Mayor

10 ATTEST:

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12 LORRAINE M. WOOD, City Clerk

13 (SEAL)



**CITY CLERK'S
OFFICE**

Memo

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c: Mayor
City Council
City Manager
City Attorney
City Clerk

To: Mayor and Council

From: Marcia Long

CC: Marilyn Strong, Lorraine Wood, Karen Kundtz

Date: 04/06/2006

Re: Citizens Committee - Initiatives

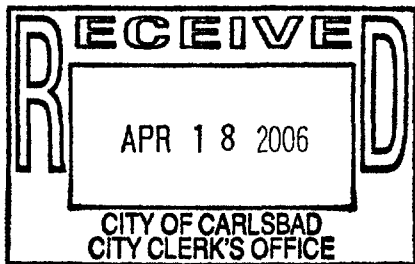
The following citizen telephoned our office today and requested consideration to become a member of this committee:

Brian Long

2579 Regent Road

Carlsbad, CA 92010

(cell #) 760-415-3329



Copies To:
City Clerk
Asst. CC
Dep. CC

PHONE MESSAGE	TO	DATE	TIME	AM/PM
	FROM			
	OF			
	MESSAGE wants to volunteer his name for the Citizens' Committee - (Realizes he might be disqualified as Pres. of G.I.A.) as chairman of arts comm. or just citizen at large			
	E-MAIL ADDRESS	SIGNED		
RING <input type="checkbox"/> CALL <input type="checkbox"/> RETURN <input type="checkbox"/> WANT TO <input type="checkbox"/> WILL <input type="checkbox"/> WANT <input type="checkbox"/> URGENT <input type="checkbox"/>				

Citizens' Committee

1. Review background of the properties
2. Review proposed ballot measures
3. Receive public input –including detailed presentations from ballot measure proponents
4. Prepare an independent and objective comparison
5. Other potential recommendations

Citizens' Committee

- Six week meeting timeframe
- Report out by no later than July 18, 2006
- Environmental review (CEQA)
- Financial Analysis (9212 report)

